

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
WESTERN DIVISION**

**KENNETH J. GALLENDER**

**Plaintiff,**

**VS.**

**EMPIRE FIRE AND MARINE INSURANCE  
COMPANY and ZURICH AMERICAN  
INSURANCE COMPANY**

**Defendants.**

**CIVIL ACTION NO. 5:05cv220(B)(R)**

**AGREED ORDER OF DISMISSAL**

Pursuant to a Stipulation of Dismissal filed by the parties with the Clerk of the Court, and as further evidenced by the signatures below, the Court hereby orders that plaintiff's claims in the above-titled action against Defendant Empire Fire and Marine Insurance Company and Zurich American Insurance Company hereby dismissed with prejudice.

IT IS, THEREFORE, ORDERED that Plaintiff's claims in the above-titled action are hereby dismissed with prejudice.

SO ORDERED, this the 8<sup>th</sup> day of August, 2007.

s/ David Bramlette  
UNITED STATES DISTRICT JUDGE

/s/ Nick Norris  
NICK NORRIS  
Attorney for Plaintiff

/s/ W. Thomas Siler, Jr.  
W. THOMAS SILER, JR.  
Attorney for Defendant.